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**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION**

 LANCE GITTIN, on behalf of himself and)
 all other similarly situated,)
 Plaintiff,)
 v.)
 KCI, USA, Inc.)
 Defendant.)

CIV. NO. **09-cv-05843-RS**

**STIPULATION TO ADR
 and REQUEST TO CONTINUE
 CMC and ~~Proposed~~ ORDER**

The parties hereby consent to mediate this matter through Northern District of California
 Alternative Dispute Resolution Unit.

The parties respectfully request the Court continue the April 8, 2010 Case Management
 Conference approximately 90-days to provide the parties an opportunity to attempt to resolve the
 matter. The parties will conduct discovery in accordance with the F.R.C.P., and will serve initial
 disclosures by April 8, 2010.

Dated: 4/1/10

/s/Ronald Wilcox
 Ronald Wilcox, Counsel for Plaintiff

Dated: 4/1/10

/s/Walter J. R. Traver
 Walter J.R. Traver, Counsel for Defendants

~~Proposed~~ ORDER

The stipulation of the parties is hereby adopted. The parties shall mediate this matter within 90-days, and the Case Management Conference of April 8, 2010, is continued to

July 8th, 2010 at 10:00 a.m.

IT IS SO ORDERED.

Date: 4/01/2010



Richard Seeborg
U.S. DISTRICT COURT JUDGE